

**Minutes of the Regular Meeting of the
STATE BOARD OF EDUCATION
2500 NORTH LINCOLN BOULEVARD
STATE BOARD ROOM, SUITE 1-20
OKLAHOMA CITY, OKLAHOMA**

August 22, 2019

The State Board of Education met in regular session at 9:30 a.m. on Thursday, August 22, 2019, in the Board Room of the Oliver Hodge Education Building at 2500 North Lincoln Boulevard, Oklahoma City, Oklahoma. The final agenda was posted at 9:25 a.m. on Wednesday, August 21, 2019.

The following were present:

Mr. Brad Clark, General Counsel
Ms. Terrie Cheadle, Chief Executive Secretary

Members of the State Board of Education present:

State Superintendent Joy Hofmeister, Chairperson of the Board
Mr. Brian Bobek, Oklahoma City
Mr. Barry "Kurt" Bollenbach, Kingfisher
Mr. William "Bill" Flanagan, Claremore
Mrs. Carlisha Williams Bradley, Tulsa
Mrs. Estela Hernandez, Oklahoma City
Mrs. Jennifer Monies, Oklahoma City

Others in attendance are shown as an attachment.

**CALL TO ORDER
ROLL CALL**

State Superintendent Joy Hofmeister called the State Board of Education regular meeting to order at 9:30 a.m. and welcomed everyone to the meeting. Ms. Cheadle called the roll and ascertained there was a quorum.

**PLEDGE OF ALLEGIANCE, OKLAHOMA
FLAG SALUTE, AND MOMENT OF SILENCE**

Superintendent Hofmeister led Board Members and all present in the Pledge of Allegiance to the American Flag, a salute to the Oklahoma Flag, and a moment of silence.

STATE SUPERINTENDENT

Information from the State Superintendent

Recognition of Employee for the Month of August

Superintendent Hofmeister recognized Brad Goins, Asset Management Coordinator as the Employee for the month of August.

**Recognition of Iona Martin, Financial Specialist, Financial
Accounting/OCAS for 35 years of service to the state of Oklahoma**

Superintendent Hofmeister recognized and presented a Certificate of Recognition to Iona Martin, Financial Specialist in the Financial/OCAS division for her 35 years of service to the state of Oklahoma.

**Recognition of Keith Hicks, Executive Director, Operational Support
for 40 years of services to the state of Oklahoma**

Superintendent Hofmeister recognized and presented a Certificate of Recognition to Keith Hicks, Executive Director in the Operation Support division for his 40 year of service to the state of Oklahoma.

Superintendent Hofmeister recognized Becky Oglesby, 2019 Teacher of the Year, and said in July she assumed her duties as Oklahoma's teacher ambassador. Throughout the year she will travel statewide to speak and encourage others to enter or remain in the teaching profession. Periodically she will also attend State Board of Education meetings and provide members teacher updates, perspectives and issues.

Superintendent Hofmeister provided recent National Assessment of Education Progress (NAEP) Study and recognition on improvements in Oklahoma academic expectations 2015-2017; Red Banner Book of new legislation; November Administrators Engage Conference; and Oklahoma State School Board Association (OSSBA) survey results.

BOARD ADMINISTRATIVE

July 25, 2019 regular meeting minutes of the State Board of Education – Approved

Board member Hernandez moved to approve the minutes of the July 25, 2019, regular meeting. Board member Williams Bradley seconded the motion. The motion carried with the following votes: Ms. Monies, yes; Ms. Hernandez, yes; Mr. Flanagan, abstain; Ms. Williams Bradley, yes; Mr. Bollenbach, yes; Mr. Bobek, yes; and Superintendent Hofmeister, yes.

“ShapEd My Life” Presentation

Steffie Corcoran, Director of Communications, reviewed the ‘ShapEd My Life’ positive messaging campaign on teacher(s) who impacted the lives of distinguished Oklahomans. Board members viewed the recent positive message video featuring a Kingfisher native and United States Navy veteran.

CONSENT DOCKET - Approved

Discussion and possible action on the following deregulation applications, statutory waivers, and exemptions for the 2019-2020 school year and other requests:

- (a) **Abbreviated School Day – OAC 210:35-29-2 and 210:35-3-46**
Little Axe Public Schools, Cleveland County
Putnam City Public Schools, Oklahoma County
(SOAR Program)
Putnam City Public Schools, Oklahoma County
(Evening Program)
- (b) **Cooperative Agreements for Alternative Education Programs – 70
O.S. § 1210.568**
Peavine Public Schools, Adair County
Bishop Public Schools, Comanche County
3 years
Big Pasture Public Schools, Cotton County
Kinta Public Schools, Haskell County
- (c) **Library Media Services – OAC 210:35-5-71 and 210:35-9-71**
Gracemont Public Schools, Caddo County
Tupelo Public Schools, Coal County
Little Axe Public Schools, Cleveland County
Pauls Valley Public Schools, Garvin County
Wynnewood Public Schools, Garvin County
Rush Springs Public Schools, Grady County
Dover Public Schools, Kingfisher County
Buffalo Valley Public Schools, Latimer County
Chandler Public Schools, Lincoln County
Ringwood Public Schools, Major County
Checotah Public Schools, McIntosh County
Midway Public Schools, McIntosh County

Webber Falls Public Schools, Muskogee County
Latta Public Schools, Pontotoc County
Oologah-Talala Public Schools, Rogers County
Vian Public Schools, Sequoyah County

3 Years Request

Harmony Public Schools, Atoka County
Big Pastures Public Schools, Cotton County
Newcastle Public Schools, McClain County
Quapaw Public Schools, Ottawa County
Oologah-Talala Public Schools, Rogers County

- (d) **Library Media Specialist Certificate Exemption – 70 O.S. § 3-126
3 Years**
Salina Public Schools, Mayes County
Oologah-Talala Public Schools, Rogers County
- (e) Request approval on exceptions to State Board of Education
Teacher certification regulations to permit issuance of emergency
(provisional) certificates – **70 O.S. § 6-187**
- (f) **General Fund for Capital Expenditures – 70 O.S. § 1-117 and OAC
210:25-5-4**
Bridge Creek Public Schools, Grady County
Marietta Public Schools, Love County
- (g) Request approval for **Christ the King School** and **Mingo Valley
Christian School** to participate in the Lindsey Nicole Henry
Scholarships for Students with Disabilities program - **70 O.S. § 13-
101.2**
- (h) **Bartlesville Public School, Washington County** request flexibility to
use textbook funds - **70 O.S. § 16-114a**

Board members discussed and asked questions regarding deregulation and waiver (current and future) requirements/request, application criteria, completion and evaluation; district clarification/representation; expediting board material, and emergency certification year-to-date totals.

Ryan Pieper, Executive Director, Office of Accreditation, clarified the deregulation requests, process and verifications.

Board member Bollenbach motioned to deny the **Marietta School District** request for General Fund for Capital Expenditures, Consent Docket item 6(f) and withdrew the motion after discussion.

Board members identified tabling Consent Docket items (schools) needing to provide detailed information that included **6(a) Abbreviated School Day**-Little Axe; **6(b) Cooperative Agreements**-Peavine, Bishop; **6(c) Library Media Services**-Gracemont, Little Axe; and **6(e) General Fund for Capital Expenditures**-Marietta.

Board member Bollenbach moved to approve the remaining non-tabled items on the Consent Docket. Board member Williams Bradley seconded the motion. The motion carried with the following votes: Mr. Bobek, yes; Mr. Bollenbach, yes; Ms. Williams Bradley, yes; Mr. Flanagan, yes; Ms. Hernandez, yes; Ms. Monies, yes; and Superintendent Hofmeister, yes.

STUDENT LEARNING & ACHIEVEMENT

Oklahoma Advisory Council on Indian Education (OACIE) Annual Report

Dr. Cindy Koss, Deputy Superintendent, and Student Learning & Achievement, said the Oklahoma Advisory Council on Indian Education (OACIE) and State Department of Education (SDE) partnership share the goal of providing equitable education opportunities for American Indian students. Oklahoma American Indian students represent 13.5 % of the approximate 130,000 student population. Dr. Koss introduced Council members Lucyann Harjo, Chairperson, OACIE and Julian Guerrero, Executive Director, SDE Indian Education.

Ms. Harjo presented the 2018 annual report of the OACIE, as required by the Oklahoma Advisory Council on Indian Education Act, on the effectiveness of Oklahoma public education system in meeting needs of Oklahoma American Indian students.

Ms. Harjo reviewed the OACIE six priorities, collaboration communication of education entities, improved inclusion of Oklahoma American Indian tribes, history and culture; Title VI student counts and funding types for Oklahoma Indian Education programs; Bureau of Indian Education (BIA) and state tribal schools and funds; Oklahoma and Tribal Nations student validations, cultures, impact and professional development provisions; Tribal/public school jurisdictions; update Oklahoma Tribal Consultation Guidance, ESSA engagement workshops, Tribal Nations/Title VI public school collaborations, partnerships, communication improvement; curriculum needs and improvements, Indian Education resource/website, social studies Academic Standards, teacher framework; Oklahoma federal grant funds; Tribal language revitalization, and course opportunities.

Ms. Harjo said the OACIE recommendations include producing sustainability plan for Fiscal Year 2021 to maintain staffing capacity for the Office of American Indian Education post grant efforts; provide additional teacher and administrator staff development through the Indian Education Curriculum frameworks; produce updated Tribal Consultation Guide to improve Tribal Nation and school district collaboration and communication and assist districts receiving Title program funds; encourage inclusion of more American Indian history and contemporary information in all state standards; and build continued effective partnerships, Tribal Nations and public school collaborations.

Board members discussed and asked questions inclusion of American Indian history, exposure, cultural collaborations; student performance; ESSA requirements, grant opportunities, equity taskforce, graduation rates, Tribal Education Department partnerships, and ICAP grant opportunities.

Mr. Guerrero, in response to Board member Flanagan's funding question, reported the Oklahoma Cost Accounting System (OCAS) code number 561 is the Title VI federal grant fund, and 563-Department of Interior Johnson O'Malley (JOM) programs.

FEDERAL PROGRAMS & FINANCE

FY 2020 Shared Superintendent Salary Assistance Application reports

Monty Guthrie, Deputy Superintendent, Federal Programs & Finance, presented requests for shared superintendent salary assistance for the Keyes/Optima and Brushy/Moffett combined school districts. Applicants qualify for 50% funding salary or wage from the School Consolidation Assistance Fund and disbursed in quarterly installments.

Board members discussed and asked questions regarding student enrollment, School Consolidation Assistance Fund requirements/process; funding eligibility/determinations and state statutes.

Carolyn Thompson, Chief of Government Affairs/Deputy Chief of Staff, reported 5% of state lottery funds are allocated to the School Consolidation Assistance Fund; and reviewed state statute appropriation requirements and fund distributions to school districts.

Board member Flanagan motioned to approve the request. Board member Hernandez seconded the motion. The motion carried with the following votes: Ms. Monies, yes; Ms. Hernandez, yes; Mr. Flanagan, yes; Ms. Williams Bradley, yes; Mr. Bollenbach, yes; Mr. Bobek, yes; and Superintendent Hofmeister, yes.

School District requests for payment on late joint federal program claims

Mr. Guthrie presented requests to approve late expenditure report reimbursements from joint federal programs that did not file by the August 1 state deadline. School districts providing required applications and 'Good Cause' letters of explanation included Ada, Chickasha, Clinton, Colcord, Durant, Grand View, Heavener, Keys, McAlester, McCord, South Coffeyville, Tannehill and White Oak.

Board member Monies motioned to approve the federal program claims. Board member Bollenbach seconded. The motion carried with the following votes: Mr. Bobek, yes; Mr. Bollenbach, yes; Ms. Williams Bradley, yes; Mr. Flanagan, yes; Ms. Hernandez, yes; Ms. Monies, yes; and Superintendent Hofmeister, yes.

LEGAL SERVICES/STATE BOARD OF EDUCATION

REPORT ON THE OKLAHOMA YOUTH ACADEMY CHARTER SCHOOL

Brad Clark, General Counsel, Legal Services/State Board of Education, advised board members on State Board of Education (SBE) charter school sponsorships and contractual agreements that incorporate performance frameworks for each school.

Melissa White, Director of Education and Superintendent, OYA said the academy was established in 2015 operated by the Office of Juvenile Affairs (OJA) and the first SBE sponsored charter school. Education is provided to juveniles in most secured environments under the direction of Steven Buck and governed by the OJA Board. Ms. White presented

an annual review on the governing body, OYA mission, finances, juvenile centers and campus updates; education staffing, course curriculum opportunities, ACT scores, testing comparisons, graduation statistics, ICAP implementation, dropout rate, and CareerTech input.

REPORT ON THE LeMONDE INTERNATIONAL SCHOOL

Lance Seeright, Executive Director and Principal, LeMonde International School said the two-language immersion school has been in existence one year in Norman. Currently serving 202, prk-5th grade, students from the surrounding area of Moore, Noble Mid-Del and Oklahoma City. Mr. Seeright presented highlights of building public trust, celebrations of learning exhibitions, testing outcomes, growth levels, and professional development. Future goals include international baccalaureate, second language standards strategies/process, and assessments.

REPORT ON THE ACADEMY OF SEMINOLE CHARTER SCHOOL

Wren Hawthorne, Head of School, said in 2018 the school opened with 30 students, grades 9 and 10, on the campus of Seminole State College. This school year opened with grades prek-11 at a new campus (the former American Legion Armory) and now accommodate 300 students. In 2020, prek-12 will be offered and a focus on early college high school programs.

Mr. Hawthorne reviewed enrollment growth, staffing, grant funds; elective courses, student organizations, tutoring, before/after care services; 2018 academic achievement/growth data, college prep participation, career/college explorations, student ethnicity/demographics/indicators, accrediting status, and FY2018-19 financial indicator.

**Resolve into Executive Session
pursuant to 25 O.S. §§ 307 (B) (4) and (7) to discuss
confidential communications with legal counsel concerning a pending
investigation, claim, or action, concerning Seeworth Academy when
advised by legal counsel that disclosure of any additional information
could seriously impair the ability to process or conduct the pending
pending investigation and/or claim in the public interest- 25 O.S. §§
307(B) (4) and (7)**

**Resolve into Executive Session
pursuant to 25 O. S. §§ 307 (B) (4) (7) and (8) for the
purpose of discussing possible action to issue an emergency order
summarily suspending the teacher certificates and certificate numbers
of Justin White and Derek Fleeman; and an emergency order
summarily suspending the teacher and superintendent certificate
of Gary Young, each pending an individual proceeding for
revocation or other action - 70 O.S. § 3-104;
75 O.S. § 314; OAC 210-1-5-6**

Resolve into Executive Session
pursuant to 25 O.S. §§ 307 (B) (4) to discuss pending litigation,
Midwest City-Del City Independent School District #52, et al., and
Western Heights Independent School District #I-1 v.
Oklahoma State Department of Education, Joy Hofmeister,
State Superintendent of Public Instruction; and Oklahoma State
Board of Education, in the **District Court of Oklahoma County**,
CV-2016-1965 and CJ-2016-4826

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pursuant to 25 O.S. § 307 (B) (4) to discuss pending litigation,
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Oklahoma State Department of Education, Joy Hofmeister,
State Superintendent of Public Instruction; and Oklahoma
State Board of Education, in the **District Court of Oklahoma County**,
CV-2016-1965 and CJ-2016-4826

Convene into Executive Session

Board member Monies moved to convene into Executive Session at 12:32 p.m. a.m. Board member Flanagan seconded the motion. The motion carried with the following votes: Mr. Bobek, yes; Mr. Bollenbach, yes; Ms. Williams Bradley, yes; Mr. Flanagan, yes; Ms. Hernandez, yes; Ms. Monies, yes; and Superintendent Hofmeister, yes.

(Board member Bobek left during the Executive Session)

Return to Open Session

Board member Flanagan moved to return to Open Session at 1:54 p.m. Board member Monies seconded the motion. The motion carried with the following votes: Ms. Monies, yes; Ms. Hernandez, yes; Mr. Flanagan, yes; Ms. Williams Bradley, yes; Mr. Bollenbach, yes; Mr. Bobek, absent; and Superintendent Hofmeister, yes.

Brad Clark, General Counsel, Lori Murphy, Assistant General Counsel, Telana McCullough, Staff Attorney; Phil Bacharach, Chief of Staff, Carolyn Thompson, Chief of Government Affairs/Deputy Chief of Staff and Rebecca Kaye, Oklahoma City Public school remained in the Executive Session.

No decisions were made on the matters discussed in the Executive Session.

Board member Hernandez moved to request a special audit of **Seeworth Academy** by the State Auditor & Inspector. Board member Monies seconded. The motion carried with the following votes: Mr. Bollenbach, yes; Ms. Williams Bradley, yes; Mr. Flanagan, yes; Ms. Hernandez, yes; Ms. Monies, yes; and Superintendent Hofmeister, yes.

Board member Williams Bradley moved to issue emergency orders to summarily suspend the teacher certificates and certificate numbers of **Justin White** and **Derek Fleeman**; and an emergency order to summarily suspend the teacher and superintendent certificate of **Gary Young**.

Board member Bollenbach seconded the motion. The motion carried with the following votes: Ms. Monies, yes; Ms. Hernandez, yes; Mr. Flanagan, yes; Ms. Williams Bradley, yes; Mr. Bollenbach, yes; and Superintendent Hofmeister, yes.

No action was taken on any other matter(s) discussed in Executive Session.

ADJOURNMENT

Board member Flanagan moved to adjourn the meeting at 1:57 p.m. Board member Williams Bradley seconded the motion. Board members unanimously agreed.

The next regular meeting of the State Board of Education will be held on Thursday, September 26, 2019, at 9:30 a.m. The meeting will convene at the State Department of Education-State Board Room, 2500 North Lincoln Blvd., Oklahoma City, Oklahoma.

Joy Hofmeister, Chairperson of the Board

Terrie Cheadle, Chief Executive Secretary